

SPECIAL CITY COUNCIL MEETING OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, NOVEMBER 15, 2007 AT 7:00 P.M.

The City Council of the City of Leon Valley, Texas, met for a Special City Council Meeting on the 15th day of November 2007 at 7:00 p.m., at the Leon Valley City Council Chambers, at 6400 El Verde Road, Leon Valley, Texas, for the purpose of the following business, to-wit:

REGULAR CITY COUNCIL MEETING - 7:00 P.M.

Call to order and Pledge of Allegiance.

Mayor Riley called the meeting to order at 7:00 p.m. and asked that the minutes reflect that the following members of Council were present: Manea, Reyna, and Nelson. Mayor Riley announced that Councilmembers Dean and Baldrige had prior engagements out of town and that their absences were excused.

City Manager Lambert, City Secretary Feutz, Fire Chief Irwin, Police Chief Wallace, Community Development Director Smith, Public Works Director Vick, Public Works Assistant Director Stolz, and City Attorney Alternate Frank Onion were also present.

Mayor Riley introduced Boy Scout Albert Lew from St. Luke's Catholic School who was working on his Citizenship in the Community Badge. Mayor Riley asked him to lead the Pledge of Allegiance.

Citizens to be heard and time for objections to the Consent Agenda.

Mayor Riley asked Councilmembers if they wished for anything on the Consent Agenda to be removed from that agenda for further discussion; hearing no one, she then asked if anyone in the audience wished to address the Council. Seeing no one, Mayor Riley asked for a motion on the Consent Agenda.

Consent Agenda

Consider Plat #07-107 - A request by NIRBHAO Investments, applicant and property owner, to plat approximately 4.991 acres of land being Parcel 63 to Lots 1 and 2, CB 4446, establishing Bandera Retail Subdivision in the 7200 Block of Bandera Road (Smith).

A motion was made by Councilman Reyna, seconded by Councilmember Nelson, to approve the Consent Agenda item as listed. Upon vote, Mayor Riley announced the motion carried.

REGULAR AGENDA

Consider a Resolution canvassing the returns and declaring the results of the November 6, 2007 Special Election of City of Leon Valley held for the purpose of allowing voters to vote for or against the adoption of a local sales and use tax in the City of Leon Valley, Texas at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets (Feutz).

City Secretary Feutz addressed Council presenting the results from the unofficial tabulation of

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the election results as reported by the Election Judge Gloria Weiss. Ms. Feutz explained that the proposed resolution records the results from the November 6, 2007 Special Election for the proposition "The adoption of a local sales and use tax in the City of Leon Valley, Texas at the rate of one-fourth of one percent to provide revenue for maintenance and repair of municipal streets" passed by a total of 332 votes.

Votes	Early Votes	Election Day Votes	Total Votes
For	243	173	416
Against	41	43	84
Totals:	284	216	500

Ms. Feutz explained that the electronic Ivotronic voting machines' public count tapes included in the Council packets show that a total of six votes were counted as undervotes in the election and one vote was canceled because the voter did not finish the voting process. She explained that the Tax Code requires either an ordinance or a resolution to be approved by Council canvassing the vote and declaring the results of the election within ten days of the election. She added that the resolution, if approved by Council, will be sent to the Comptroller's Office for processing and the sales tax is expected to begin effective April 1, 2008.

Mayor Riley welcomed the Election Judge Gloria Weiss and thanked her for her service. Judge Weiss commented that the only complaints voiced by the voters were that they had to go to two places to cast votes for the elections held on November 6, 2007, but that all else went very smoothly with the Election Day process.

A motion was made by Councilman Reyna, seconded by Councilman Manea, to approve Resolution # 07-020 as presented. Upon vote, Mayor Riley announced that the motion carried and the resolution was approved.

Public hearing to consider Replat #07-104 - a request by Dr. Alberto Milmo, applicant and property owner, to replat the property at 6201 Grissom Road, being approximately 16.110 acres of land, portions of Lots 15 and 18, and all of Lots 16 and 17, to new Lots 66 and 67, Block 3, CB 5784, Leon Valley Addition - Milmo Subdivision (Smith).

Community Development Director Smith addressed Council stating that the request, by the property owner, Dr. Milmo, was to replat approximately 16.110 acres of land being portions of Lots 15, 16, 17, and 18 to new Lots 66 (13.590 ac.) and 67 (2.520 ac.), Block 3, CB 5784, Leon Valley Addition-Milmo Subdivision in the 6000 block of Grissom Road. Ms. Smith reported the property was zoned R-3 (multi-family dwelling) and B-2 (Retail). She stated that the Dr. Milmo has requested a variance to sidewalk construction until the building phase of the project and has asked to pay money in lieu of dedicating on-site park land. She reported that \$45,000 was the appraised value of the 1.89 acres. Ms. Smith reported that of 26 letters sent to surrounding property owners, two letters were sent in favor of the project and no letters were received in opposition to the project or were returned undelivered.

Ms. Smith explained that payment in lieu of dedication park land would be used for Park Zone No. 1 unless no land is purchased within two years or it will then be transferred to the

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community park, Raymond Rimkus Park, and the funds must be used within the fiscal year in which the funds are transferred.

Mayor Riley announced the public hearing was open at 7:13 p.m. and invited the public to comment on the case. Hearing no one, Mayor Riley announced the public hearing was closed at 7:14 p.m.

A motion was made by Councilman Reyna, seconded by Councilmember Nelson, to approve the Replat Case # 07-104 with the requested variances as presented. Upon vote, Mayor Riley announced that the motion carried.

Public hearing to consider Replat #07-106 - a request by Larry Little, Jr., applicant and property owner, to replat the property in the 6700 block of Poss Road across to 6051 Grissom Road, being approximately 6.945 acres of land, portions of Lots 6 through 9, to new Lots 67 through 73, CB 5784, Leon Valley Addition - Glass Service Subdivision (Smith).

Community Development Director Smith addressed Council stating that the request, by property owner Larry Little, Jr., was to replat approximately 6.945 acres of land, being portions of Lots 6 through 9, to new Lots 67 through 73, CB 5784, Leon Valley Addition - Lass Service Subdivision in the 6700 block of Poss Road. Ms. Smith stated that the applicant had asked for a variance to defer sidewalk construction to the building phase of the project and informed Council that the replat was in substantial conformance. She reported that ten letters were mailed to property owners within 200 feet and no letters were received in favor nor in opposition to the case and one letter was returned as undeliverable.

Mayor Riley announced the public hearing open at 7:16 p.m. and invited the public to comment on the case. Hearing no one, Mayor Riley announced the public hearing was closed at 7:17 p.m.

A motion was made by Councilman Reyna, seconded by Councilman Manea, to approve Replat Case # 07-106 with requested variances, as presented. Upon vote, Mayor Riley announced that the motion carried.

Discussion Agenda

City Manager's report.

City Manager Lambert announced that the grant application for the American Institute of Architect's Sustainable Design Assessment Team was delivered this morning. He stated that we should find out if Leon Valley wins the grant in January 2008. Mayor Riley thanked the City Manager, Intern Kathryn Word, and resident Al Uvietta for their work on the project.

Citizens to be heard.

None.

Announcements.

Councilmember Nelson reported that she learned at the TML conference that large cities have

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access to TV stations and that some large cities will allow surrounding small cities to access their TV station should there be a disaster in the small city. Councilmember Nelson asked if staff would research the subject to see if Leon Valley could access San Antonio's TV channel in case of a disaster.

Councilman Reyna wished everyone a "Happy Thanksgiving."

Mayor Riley announced that the next Council meeting would be held on Tuesday, November 20, 2007 starting with an executive session at 6:00 p.m., followed by the regular meeting agenda at 7:00 p.m.

Adjourn.

Hearing no other business or comments, a motion was made by Councilman Reyna, seconded by Councilmember Nelson, to adjourn the meeting. Upon vote, Mayor Riley announced the meeting was adjourned at 7:24 p.m.

ATTEST:

Chris Riley
Mayor

Marie Feutz
City Secretary

Approved by majority vote of City Council at the Regular City Council Meeting of December 18, 2007.